

MANSFIELD TOWNSHIP COMMITTEE MEETING

April 22, 2020

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star Gazette and Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Salute to the flag was done by all.

Mayor Watters asked of a moment of silence for the COVID-19 victims and first responders who put their lives on the line.

APPROVAL OF THE MINUTES

Mr. Hayes made a motion to approve the minutes for the Regular Session of April 8, 2020, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mrs. Mora Dillon made a motion to approve the minutes for the Executive Session of April 8, 2020, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

BILL LIST

Mr. Hayes made a motion to approve the April 22, 2020 Bill List, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

CLERK'S REPORT

Ms. Hrebenak stated there is no report at this time.

FINANCE REPORT

Mrs. Mollineaux stated she has been monitoring the financial situation and has been in contact with the tax collector about how to proceed. She and the tax collector will report to the Committee about the cash collection.

EMPLOYEES' REPORTS

Soccer Registration Refunds – Mrs. Fascenelli stated there is a resolution for tonight to refund two (2) soccer registrations. All other soccer registrations have been refunded.

In-Rem – One (1) property has been redeemed and removed from the foreclosure list – AZR's 3.14 acre property on Rt. 57.

Recycling Tonnage Report – Typically due by April 30, 2020, but the State notified us that as of Monday, April 21, 2020, it has been extended to July 1, 2020. Mrs. Fascenelli will continue to work on that report.

Tax Sale – Mayor Watters asked if there are plans for the Tax Sale. Mrs. Fascenelli stated it will be held toward the end of the year.

RESOLUTIONS

RESOLUTION 2020-61

TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY

WHEREAS, annual school elections held in the Township of Mansfield are conducted in November simultaneously with the general election, with voting on school budgets limited to requests for additional funds pursuant to N.J.S. 19:60-1.1(a)1 and 18A:7F-5; and

WHEREAS, more than four such annual school elections have been conducted since the date was changed from April to November, and based on its review of public participation and public input into the school budget process, the Mansfield Township Committee believes it to be in the best interest of Mansfield Township residents to return the date of annual school elections to April, thereby allowing the voters the ability to vote on the district's general fund tax levy for the budget year pursuant to N.J.S. 19:60-1.1(b); and

WHEREAS, in order to effect such a change, the Township Committee is statutorily obliged to give to the Township Board of Education sufficient notice of a hearing to be held by the Township Committee on the question.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Warren, and State of New Jersey as follows:

1. The Township Clerk shall give written notice in the form of this Resolution to the Mansfield Township Board of Education that the Township Committee shall consider enacting a Resolu-

tion returning the date of the annual school election from November to April in a hearing to be conducted at the next meeting of the Township Committee on April 22, 2020.

Mrs. Mora Dillon made a motion to table Resolution 2020-61 School Board Election, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

**RESOLUTION # 2020-75
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY
OVERPAYMENT OF TAXES**

WHEREAS, the following properties have overpayments for the 1st quarter of 2020:

Block	1702 Lot 15	\$1,059.73
Block	1805 Lot 12	\$1,689.75
Block	3202 Lot 5	\$1,262.60

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 22nd day of April, 2020, that the Tax Collector and Township Finance Office are hereby authorized to refund the tax overpayments to the vendor shown below as well as make any adjustments to the tax records as needed:

CORELOGIC Centralized Refunds
PO Box 9202
Coppell, TX 75019-9760

Tax Overpayments totaling \$4,012.08

Mrs. Mora Dillon made a motion to approve Resolution 2020-75, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters
Nays: None
Absent: None
Abstain: None

**RESOLUTION # 2020 -76
REFUND OF RECREATION REGISTRATION
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY**

WHEREAS, the following parents paid via credit card to register their child for 2020 soccer with the Township of Mansfield, County of Warren,

Jennifer Santiago Soccer 2005-2006

Maureen Flora Soccer Pre-K

WHEREAS, due to the COVID-19 Pandemic 2020, soccer has been cancelled, and

WHEREAS, refunds cannot be issued against their credit cards at this time,

NOW THEREFORE BE IT RESOLVED, that the Finance Office be authorized to refund the following:

Jennifer Santiago \$ 70.00

Maureen Flora \$ 70.00

Mr. Hayes made a motion to approve Resolution 2020-76, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

RESOLUTION # 2020-77
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY
Resolution of Support from Local Governing Body Authorizing the
2020 ANJEC Open Space Grants for Environmental Commissions
Hector A. Cafferata, Jr. Memorial Park Recreational Trail
Erosion Control and Restoration Project

WHEREAS, ANJEC (Association of New Jersey Environmental Commissions) seeks to advance local open space stewardship, and help to raise the profile of the environmental commission in the community through publicity and public participation or collaboration with local groups on projects,

WHEREAS, the Environmental Commission of Township of Mansfield, Warren County, New Jersey proposes to provide an intracommunity benefit through the repair of eroded sections of walking trail in Hector A. Cafferata, Jr. Memorial Park throughout the Township's 30 square miles,

WHEREAS, the Environmental Commission strives to increase public use of the town's environmental and recreational resources,

WHEREAS, the Environmental Commission, in providing for an intracommunity awareness effort, would conduct an event celebrating the re-opening of the repaired trail,

WHEREAS, the grant would pay for all expenses beyond donated labor,

WHEREAS, the Environmental Commission volunteers who maintain the existing Bluebird Trail along the walking trail would benefit from a repaired trail,

THEREFORE, the Township Committee of the Township of Mansfield, Warren County, New Jersey has determined that the Township of Mansfield should apply for the aforementioned grant in the amount of \$ 1,485.00.

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, Warren County, State of New Jersey, authorizes the submission of the aforementioned grant.

Dated: 4/22/2020

Mrs. Mora Dillon made a motion to approve Resolution 2020-77, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Note: Mayor Watters would like a letter sent to Bob Jewell thanking him for volunteering his time and equipment to fix the trail. He would also like one sent to the Environmental Commission for applying for the grant. Ms. Hrebenak will send them out tomorrow.

**RESOLUTION 2020 –78
TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY
TO AUTHORIZE THE CHIEF FINANCE OFFICER TO CANCEL AN ISSUED CHECK**

WHEREAS, on May 8, 2019, the finance department processed a check for Quality Roof Cleaning, LLC. in the amount of \$ 1,406.00; and

WHEREAS, said check represents the 2% retainage on Purchase Order # 17-01341 dated December 7, 2017, for the roof replacement, gutters, and leaders at the Municipal Building; and

WHEREAS, as of April 22, 2020, the check has not been mailed to Quality Roof Cleaning, LLC.; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Township Committee of the Township of Mansfield, in the County of Warren and State of New Jersey, to authorize the Chief Finance Officer to cancel check number 1105 dated May 8, 2019, in the amount of \$ 1,406.00 issued to Quality Roof Cleaning, LLC.

Mr. Farino made a motion to approve Resolution 2020-78, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

**RESOLUTION 2020-79
TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY**

RESOLUTION OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING THE APPOINTMENT OF IZENBERG APPRAISAL ASSOCIATES. TO ASSIST THE TOWNSHIP WITH TAX APPEALS FILED IN THE TAX COURT OF NEW JERSEY

WHEREAS, the Township Tax Assessor has recommended that the Township of Mansfield retain professional real estate appraisal and consulting services to assist the Township of Mansfield with

outstanding tax appeal matters in the Tax Court of New Jersey; and
WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 0-01-20-150-0000-4121 in the amount of \$ 18,000.000, pending budget adoption;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield that Izenberg Appraisal Associates be appointed for 2020.

Mrs. Mora Dillon made a motion to approve Resolution 2020-79, which was seconded by Mr. Farino.

Mayor Watters asked Mrs. Mollineaux if it is not to exceed \$18,000.00 for the year. She confirmed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

ORDINANCES

FIRST READING

ORDINANCE 2020-01

TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 240 OF THE TOWNSHIP CODE TO PROHIBIT CERTAIN NUISANCES

ARTICLE 1. NUISANCE PROHIBITED

240-1 Statement of purpose

The purpose of this article shall be to promote the general health, welfare, and safety of the Township of Mansfield and the inhabitants thereof by prescribing certain practices and hazards which are, or maybe, nuisances and to permit the appropriate authorities to take appropriate steps to control the practices herein prescribed.

240-2 Nuisances enumerated

The following matters, things, conditions or acts, and each of them are hereby declared to be a nuisance and injurious to the health, safety, or welfare of the inhabitants of the Township of Mansfield:

A. Noise Prohibited.

- (1) It shall be unlawful for a person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which does or is likely to annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others.

(2) Without intending to limit the generality of Subsection A(1), the following acts are hereby declared to be examples of loud, disturbing, and unnecessary noise in violation of this section:

- a. *Radios; Televisions; Phonographs.* The playing, use or operation of any radio receiving set, television, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of neighboring inhabitants or with louder volume than is necessary for convenient hearing for persons who are in the room, vehicle or chamber in which the machine or device is operated and who are voluntary listeners. The operation of such a set, instrument, phonograph, machine or device so that it is clearly audible at a distance of one hundred (100') feet from the building, structure, or vehicle in which it is located shall be prima facie evidence of a violation of this section.
- b. *Yelling; Shouting.* Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 11:00 p.m. and 7:00 a.m., or at any time or place, which annoys or disturbs the quiet, comfort or repose of persons in any office, dwelling, hotel, motel or other type of residence or of any persons in the vicinity.
- c. *Animals; Birds.* The keeping of animals or birds which, by causing frequent or long-continued noise, disturbs the comfort or repose of any person in the vicinity; but nothing herein contained is intended to apply to a dog pound or kennel licensed in accordance with Section 123-9 of these ordinances.
- d. *Horns.* The sounding of a horn or warning device on an automobile, motorcycle, bus or other vehicle except when required by law, or when necessary to give timely warning of the approach of the vehicle, or as a warning of impending danger or persons driving other vehicles or to persons on the street. No person shall sound a horn or warning device on an automobile, motorcycle, bus or other vehicle which emits an unreasonably loud or harsh sound, or for an unnecessary or unreasonable period of time.

B. Any act, matter, thing, or condition which is or may become detrimental or a menace to the health of the inhabitants of the Township of Mansfield or which is or may become an annoyance or interfere with the comfort or general well-being of the inhabitants of the Township of Mansfield.

256.3 Penalties.

Chapter 1, Article III, Section 1-17 hereof, penalty shall apply.

Mr. Hayes made a motion to approve the first reading of Ordinance 2020-01 with the second reading on May 27, 2020, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

2020-02

TOWNSHIP OF MANSFIELD COUNTY OF WARREN STATE OF NEW JERSEY ORDINANCE AN ORDINANCE TO AMEND CHAPTER 329 OF THE CODE OF THE TOWNSHIP OF MANSFIELD

WHEREAS, the Township Committee has conducted a review of the Township Code and of the Codes of other municipalities related to the traffic controls for street and highway construction and maintenance; and WHEREAS, the Township Committee has determined that it is necessary to amend the Code to address this public safety concern; and

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Mansfield, Warren County, New Jersey, that Chapter 329 entitled "Vehicles and Traffic" of the Code of the Township of Mansfield be and is hereby amended as follows:

SECTION 1. Chapter 329 "Vehicles and Traffic" shall be amended to include a new section to read as follows: §329 Traffic controls for street and highway construction and maintenance operations.

A. Adoption of Manual on Uniform Traffic Control Devices for streets and highways.

(1) The Township Committee hereby finds and declares that problems of traffic control occur when traffic must be moved through or around street construction, maintenance operations and utility work above and below ground which requires blocking the roadway and obstructing the normal flow of traffic; and that such obstructions are or can become dangerous when not properly controlled. In order to better promote the public health, safety, peace and welfare, it is necessary to establish controls and regulations directed to the safe and expeditious movement of traffic through construction and maintenance zones and to provide safety for the work force performing these operations.

(2) The Township of Mansfield in the County of Warren and State of New Jersey does hereby adopt the current Manual of Uniform Traffic Control Devices, hereafter known as MUTCD, except as hereby supplemented and amended, as it controls and regulates whenever construction maintenance operations or utility work obstructs the normal flow of traffic. Any person, contractor, or utility who fails to comply with the provisions of MUTCD while performing such work is in violation of this section.

B. Preconstruction meetings.

(1) It shall be the responsibility of the person, contractor, or in the case of a public utility as required under the public utility agreement, wishing to conduct work on, under or above the roadway to contact the Administrative Division of the Township of Mansfield Police Department in order to arrange a preconstruction meeting to submit plans for the safe movement of traffic during such period of construction work. Preconstruction meetings must be scheduled far enough in advance (a minimum of two weeks) of the desired start date so as to allow for efficient planning.

(2) Any person, contractor or utility who fails to comply with this section prior to the start of such work or whose plans are not approved by the Township of Mansfield Police Department is in violation of this section.

C. Hazardous conditions. The person, contractor or utility shall provide the Township of Mansfield Police Department with at least two (2) emergency contact phone numbers to be called in case of emergency problems at the construction or maintenance site prior to the start of any work. If for any reason the emergency contact cannot be reached, or if the emergency contact person does not respond in a timely manner to the call from the Police Department to correct a hazardous condition, the Township may respond to correct such hazardous conditions. The reasonable fees for such emergency service by the Township shall be charged to the person, contractor or utility responsible for such conditions.

D. Hours. There shall be no construction, maintenance operations or utility work on any roadway in the Township before the hour of 9:00 a.m. or after 3:30 p.m. This time limit may be adjusted to permit work prior to 9:00 a.m. or after 3:30 p.m. by the Chief of the Township of Mansfield Police Department if it is determined by that officer that the construction or maintenance operations prior to 9:00 a.m. or after 3:30 p.m. would not substantially delay traffic or cause a safety or health hazard.

E. Road closing and detours. Road closing and/or traffic detours shall not be permitted unless approved by the Chief of the Township of Mansfield Police Department. Advance notice of detours must be given to motorists, except in emergent circumstances.

F. Traffic directors. Any person, contractor, or in the case of a public utility as required under the public utility agreement (other than municipal, county or state employees), wishing to conduct work on, above or under on any and all roads in the Township of Mansfield; is working within 200 feet of an intersection of any road within the Township; is working in the vicinity of specific geographic features (e.g., sharp curves, alongside of rivers, steep embankments, etc.); is working within 1,000 feet of a Township of Mansfield Board of Education property; and/or diverts or interrupts motor vehicle or pedestrian traffic flow shall be required to hire off-duty Township of Mansfield police officers or traffic directors to ensure compliance with the MUTCD as well as to control traffic traveling through the work zone. The Administrative Division of the Township of Mansfield Police Department shall be contacted at least 48 hours before starting work to arrange for the hiring of off-duty officers if needed. The number of officers or traffic directors required shall be determined by the Township of Mansfield Police Department and approved by the Chief. For all work on township roads, traffic control shall be by off-duty Township of Mansfield police officers. The requirement to hire off-duty officers for work on, above, below, or adjacent to the township roads shall only apply to work that will take in excess of one hour to complete. All work on, above, below, or adjacent to and/or all of the roads in the Township of Mansfield taking less than one hour, may be controlled with traffic directors, unless off duty Township of Mansfield police officers are deemed necessary by the Police Department and approved by the Chief. All civilian flagmen must wear lime green glow-type traffic vests and must be educated as to the proper operation of traffic flag controls. If flagmen cannot see each other, they must have walkie-talkie communication between them. In the event that work requires any road to be closed to traffic 24 hours a day, the hiring of off-duty Township of Mansfield police officers will be required when it is deemed necessary by the Police Department and approved by the Chief.

G. Stop work. The Police Department shall have the authority to stop work, including the removal of equipment and vehicles, stored material within the street right-of-way, backfilling of open excavations and/or other related work, in order to abate any nuisance and/or safety hazard or for any violation of this section.

H. Site preparation and maintenance. It is to be expressly understood that no materials, vehicles or equipment are to be placed in roadway or sidewalk area until all construction, signs, lights, devices and pavement markings are installed. All construction signs which do not currently apply must be bagged or removed from view of the motorists (i.e., Flagman Ahead signs after workmen have finished for the day).

I. Violations and penalties.

(1) Any person, contractor or utility who commits a violation of this section shall, upon conviction

thereof, for a first offense pay a fine of not less than \$100 nor more than \$500 and/or be imprisoned in the county jail for a term not exceeding 90 days; for a second offense, upon conviction thereof, pay a fine of not less than \$250 and/or be imprisoned in the county jail for a term not exceeding 90 days.

(2) A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

SECTION 2. All ordinances or parts of ordinances of the Township of Mansfield inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

SECTION 4. This law shall take effect immediately upon final passage, approval and publication as required by law.

Mr. Farino made a motion to approve the first reading of Ordinance 2020-02 with a second reading on May 27, 2020, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

ORDINANCE NO. 2020-03

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE TO TRUCKS OVER FOUR (4) TONS REGISTERED GROSS WEIGHT FROM WASHBURN ROAD

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, in the County of Warren, State of New Jersey, as follows:

SECTION 1. Section 329-10 of the "Code of the Township of Mansfield is hereby amended by adding thereto in alphabetical order the following NEW additional designations and shall read as follows:

- A. Trucks over four (4) tons registered weight are hereby excluded from the following described part of street, except for the pick-up and delivery of materials on such part of street:

1. Washburn Road
2. Snyder Road

The effectiveness of this ordinance contingent upon signs being erected as required by N.J.S.A 39:4-198.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies only.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect after final passage and publication in accordance with law.

Mr. Hayes made a motion to approve the first reading of Ordinance 2020-03 with a second reading May 27, 2020, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

SECOND READING

ORDINANCE 2020-04

AN ORDINANCE TO REPEAL CHAPTER 326 SECTION 6 “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS” OF THE CODE OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY

BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD:

Section 1. The following section of the Code of the Township of Mansfield are hereby **REPEALED**:

CHAPTER 326 SECTION 6-

Parking Prohibited during Certain Hours on Certain Streets

Section 2. This Ordinance shall take effect immediately upon publication as provided by law.

Mr. McGuinness made a motion to approve the second reading of Ordinance 2020-04, which was seconded by Mr. Hayes.

Mayor Watters opened for public comment:

Dawn Smith asked if anyone can make comments about the reasons for the Nuisance Ordinance being updated at this time. Mayor Watters stated the Nuisance Ordinance doesn't come up for comments until the next meeting. She questioned the reason there were no conversations about it at the first reading of the Ordinance. Mayor Watters stated this was the first reading. Mrs. Smith said she didn't hear any Committee members making comments about the reasons for the Nuisance Ordinance since its first introduction. She wanted to know the history of it. Mayor Watters stated it was requested by the Police Department. The Mayor stated the changes aren't erratic, there are some minor changes.

Mayor Watters asked for any other public comments; seeing none, the public was portion.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

2020-05
CALENDAR YEAR 2020
MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Mansfield in the County of Warren finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$48,859.84 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Mansfield, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of Mansfield shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 171,009.44, and that the CY 2020 municipal budget for the Township of Mansfield be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mr. Hayes made a motion to approve the second reading of Ordinance 2020-05, which was seconded by Mrs. Mora Dillon.

Mayor Watters opened for public comment; seeing none, the public portion was closed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

ORDINANCE 2020 - 06

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING GENERAL ORDINANCES TO CREATE THE POSITION OF ASSISTANT DEPARTMENT OF PUBLIC WORKS SUPERVISOR

WHEREAS, the Township Committee of the Township of Mansfield has determined that it is in the best interests of the Township to create the position of Assistant Department of Public Works Supervisor to supervise the day to day operations of the Department of Public Works staff in the absence of the Department of Public Works Supervisor.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey as follows:

Section 1

ASSISTANT DEPARTMENT OF PUBLIC WORKS SUPERVISOR

Appointment; Term. The Assistant Department of Public Works Supervisor shall be appointed by majority vote of the governing body. He or she shall hold this office for a one year term (with the first term ending December 31, 2020). He or she may also be removed from the position for cause as determined by the governing body.

Duties. The Assistant Department of Public Works Supervisor shall be responsible for the following duties:

1. Supervise the Township Department of Public Works staff in the absence of the Department of Public Works Supervisor.
2. Perform such other and additional duties and functions as may from time to time be designated or assigned by the Department of Public Works Supervisor and/or the Township Committee.

Section 2

The Township's Salary Ordinance shall reflect that the annual stipend for the Assistant Department of Public Works Supervisor position shall be \$2,000.00 per year. The intent of the stipend is to pay for the classes required for the Assistant Supervisor to obtain his or her Certified Public Works Manager certification

Section 3 - Severability

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 4 - Repealer

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 5 - Effective Date

This Ordinance shall take effect as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced to pass on the first reading meeting of the Township Committee of the Township of Mansfield held on March 25, 2020 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on April 22, 2020, at 7:30 p.m. or as soon thereafter

as the Township Committee may hear this Ordinance at the Municipal Building, Mansfield Township, 100 Port Murray Road, Port Murray, New Jersey at which time all persons interested may appear for or against the passage of said Ordinance.

Mrs. Mora Dillon made a motion to approve the second reading of Ordinance 2020-06, which was seconded by Mr. McGuinness.

Mayor Watters opened for public comment; seeing none, the public portion was closed.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

COMMITTEE REPORTS

Tree Removal – Mr. Farino made a motion to move forward with the tree removal project that was discussed at the last meeting, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None

Absent: None

Abstain: None

Appreciation – Mr. Hayes thanked our OEM, fire and police for all their hard work during this time of crisis. Mayor Watters stated they are doing a great job and we appreciate it.

PUBLIC PORTION

Mayor Watters opened the public portion of the meeting.

Russ Onderko asked about the State budget. With the new timeline developed, or at least a preliminary one, when will the Township get an idea of what the State funding be this year. Mayor Watters stated they won't finalize their budget until September. Mrs. Mollineaux stated our budget was put together with the State Aid that we received last year. It is her understanding we'll be getting the same State Aid as in 2020.

Dawn Smith – stated she's here if anyone has questions about the ANJEC Resolution. Mayor Watters stated the ANJEC Grant Application Resolution was just passed.

Seeing no further comment from the public, Mayor Watters closed the Public Portion.

Mr. Hayes made a motion to adjourn at 7:53 pm, which was seconded by Mrs. Mora Dillon.